IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION (Cincinnati)

Case No. 1:01-CV-140 JOEL MOYER, et al.,

Plaintiffs, Magistrate Judge Timothy S. Hogan

v.

AMBASSADOR PROGRAMS, INC., NOTICE OF DESIGNATION OF et al.,

DEPOSITION EXCERPTS OF

FRANCES CARNEY :

Defendants.

Defendant Ambassador Programs, Inc. ("Ambassador"), hereby designates the following relevant excerpts of the deposition of Frances Carney. A transcript of the complete deposition transcript taken on December 2, 2003, and was filed with the Court on May 26, 2004. Ambassador designates excerpts of Ms. Carney's testimony as follows:

> Page 64, Line 10 to Page 5, Line 14; Page 5, Line 16 to Page 6, Line 14; Page 7, Line 1 to Page 8, Line 23; Page 9, Line 6 to Page 11, Line 24; Page 12, Line 4 to Page 11, Line 24; Page 16, Line 9 to Page 16, Line 16; Page 17, Line 4 to Page 19, Line 1 Page 19, Line 6 to Page 19, Line 14; Page 19, Line 24, to Page 22, Line 3; Page 49, Line 21 to Page 52, Line 5; Page 52, Line 15 to Page 53, Line 24; Page 54, Line 3 to Page 54, Line 4; and Page 54, Line 5 to Page 54, Line 6.

Respectfully submitted,

/s/ Robert G. Hanseman

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CERTIFICATE OF SERVICE

I certify that on January 10, 2005, a copy of the **NOTICE OF DESIGNATION OF DEPOSITION EXCERPTS OF FRANCES CARNEY** was filed with the Court's ECF system and mailed to:

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/s/ Robert G. Hanseman Robert G. Hanseman